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Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MARAT UDLER, individually and as  
Administrator of the ESTATE OF RITA  
AVRUTIN UDLER,

Plaintiff,

v.

METROPOLITAN LIFE INSURANCE  
COMPANY, a corporation; METROPOLITAN  
INSURANCE AND ANNUITY COMPANY, a  
corporation; and DOES 1 through 50,

Defendants.

CASE NO.: CV 08 5047 MHP

**JOINT STIPULATION OF COUNSEL AND  
~~PROPOSED~~ ORDER TO CONTINUE  
APRIL 13, 2009 CASE MANAGEMENT  
CONFERENCE**

Action filed: September 11, 2008

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1 IN THE ABOVE-ENTITLED ACTION, ALL PARTIES, BY THEIR COUNSEL OF RECORD,  
2 STIPULATE AS FOLLOWS:

3 1. On February 9, 2009 the Court held a Case Management Conference, at which the parties  
4 expressed an interest in conducting an early mediation. As a result, the Court continued the Case  
5 Management Conference to April 13, 2009, giving counsel instructions to file a supplemental "Joint  
6 Case Management Conference Statement" by April 6, 2009.

7 2. On April 6, 2009, the parties filed a "Joint Case Management Conference Statement," in  
8 which they urged the Court to continue the scheduled April 13, 2009 Case Management Conference for  
9 thirty days, given the pending mediation scheduled to be conducted with Justice Robert L. Dossee on  
10 April 14, 2009.

11 3. The parties hereby jointly request a continuance of the scheduled April 13, 2009 Case  
12 Management Conference for thirty days, or to a date which is convenient to the Court's calendar.

13 DATED: April 9, 2009

BARGER & WOLEN LLP

14  
15 By /s/ Royal F. Oakes  
16 ROYAL F. OAKES  
17 MICHAEL A.S. NEWMAN  
18 JAMES CASTLE  
19 Attorneys for Defendants  
20 Metropolitan Life Insurance Company and  
21 Metropolitan Insurance and Annuity Company

22 DATED: April 9, 2009

GUY KORNBLUM & ASSOCIATES

23 By /s/ Jill A. Whitby  
24 JILL A. WHITBY  
25 Attorneys for Plaintiff  
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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED THAT:

The Case Management Conference scheduled for April 13, 2009 at 3:00 p.m. will be continued to May 18, 2009 at 3:00 p.m.

Dated: 4/10/2009

